

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:
T. OKUMURA, et al. : Group Art Unit: 1795

Serial No. 10/717,646 : Examiner: Laura S. Weiner

Filed: November 21, 2003 : Confirm. No: 9131

For: LITHIUM SECONDARY BATTERY

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop: APPEALS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 1, 2007

Sir:

In accordance with the provisions of 37 CFR 41.31, Applicants hereby appeal from the rejection of claims 1-21, as set forth in the Office Action mailed May 1, 2007.

A Petition for a third-month extension of time, and the requisite fee (\$600.00), is enclosed herewith.

Also enclosed is a credit card payment form, Form PTO-2038, authorizing the additional amount of \$510.00 to be paid for the requisite Appeal Fee.

Respectfully Submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

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